

Message Text

LIMITED OFFICIAL USE

PAGE 01 MOSCOW 04954 101601Z

42

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 SSO-00 NSCE-00 INRE-00 PM-03

NSC-05 SP-02 SS-15 L-02 CAB-02 CIAE-00 COME-00

DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 PA-01 PRS-01

USIE-00 IO-10 NIC-01 /069 W

----- 074759

O 101453Z APR 75

FM AMEMBASSY MOSCOW

TO SECSTATE WASHDC IMMEDIATE 9110

LIMITED OFFICIAL USE MOSCOW 4954

E.O. 11652 N/A

TAGS: EAIR, US, UR

SUBJECT: CIVAIR: EXPANSION OF BILATERAL AIR SERVICES

REF: STATE 081055

1. IN MEETING WITH LYUBIMOV APRIL 10, EMBOFF DESCRIBED MODALITIES OF DOCUMENTS EXCHANGE ENVISAGED IN REFTEL, STRESSING THAT US INSISTS ON VALIDITY AND NON-NEGOTIABILITY OF "BEHIND GATEWAY" PRINCIPLE. EMBOFF FURTHER NOTED THAT US WILLING TO ACCEPT SOVIET ASSURANCES THAT USSR WILL NOT OBJECT TO THIS PRINCIPLE, ALL OF WHICH WE INTEND TO SET OUT IN NON-PAPER IN LIEU OF INCLUSION WITHIN PARAGRAPH 5. THIS APPROACH AGREEABLE TO SOVIETS, AND EXCHANGE OF DOCUMENTS SET FOR TOMORROW AFTERNOON.

2. THERE FOLLOWS PROPOSED TEXTS ON VARIOUS ITEMS TO BE GIVEN TO SOVIETS. NOTE ITSELF WOULD PRESUMABLY BE SIMPLE RESPONSE TO MFA NOTE OF DECEMBER 9, 1974. PLEASE ADVISE AS TO ACCEPTABILITY OF LANGUAGE OF THESE TEXTS.

A. EMBASSY NOTE: QUOTE. THE EMBASSY OF THE UNITED STATES OF AMERICAN REFERS TO NOTE NUMBER 96 OF THE MINISTRY OF FOREIGN AFFAIRS OF THE UNION OF SOVIET SOCIALIST REPUBLICS OF DECEMBER
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MOSCOW 04954 101601Z

9, 1974, REGARDING A PROPOSED AMENDMENT TO PARAGRAPH 5 OF THE

ANNEX TO THE PROTOCOL OF JUNE 23, 1973, AMENDING THE AIR TRANSPORT SERVICES AGREEMENT OF NOVEMBER 4, 1966. THE EMBASSY ACCEPTS THE MINISTRY'S PROPOSED TEXT OF PARAGRAPH 5, WHICH IS AMENDED TO READ: INNER QUOTE EACH DESIGNATED AIRLINE MAY OPERATE UP TO FOUR FLIGHTS PER WEEK DURING THE 1975 SUMMER SEASON (APRIL 1, 1975 THROUGH OCTOBER 31, 1975) AND THEREAFTER SUCH NUMBER OF FLIGHTS AS MAY SUBSEQUENTLY BE AGREED TO BETWEEN THE CONTRACTING PARTIES. THE DESIGNATED AIRLINE OF THE UNITED STATES MAY EXERCISE THE RIGHT SPECIFIED IN PARAGRAPH 4 ABOVE ON ALL ITS FLIGHTS. THE DESIGNATED AIRLINE OF THE SOVIET UNION MAY EXERCISE THE RIGHT SPECIFIED IN PARAGRAPH 4 ABOVE ON TWO OF ITS FLIGHTS. END INNER QUOTE. END QUOTE

B. EMBASSY NON-PAPER ON "BEHIND GATEWAY" PRINCIPLE: QUOTE THE EMBASSY OF THE UNITED STATES OF AMERICA WISHES TO POINT OUT THE FOLLOWING IN CONNECTION WITH THE EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE UNION OF SOVIET SOCIALIST REPUBLICS AMENDING THE PROTOCOL OF JUNE 23, 1973, TO THE AIR TRANSPORTS SERVICES AGREEMENT OF NOVEMBER 4, 1966, BY PROVIDING FOR AN INCREASE IN FREQUENCIES OF FLIGHTS. THE UNITED STATES HAD SOUGHT TO INCLUDE IN THE EXCHANGE OF NOTES A PROVISION DELINEATING THE RIGHT OF EACH DESIGNATED AIRLINE TO OPERATE FROM POINTS IN ITS HOMELAND BEYOND THE INITIAL POINT OF ARRIVAL IN ORDER TO FORMALIZE AND SPECIFY THAT RIGHT. THE UNITED STATES BELIEVES THIS IS A RIGHT WHICH IS NON-NEGOTIABLE, INVOLABLE, AND INHERENT TO BOTH PARTIS TO THE AGREEMENT AND THAT SINCE THIS IS THE CASE THE UNITED STATES IS WILLING TO OMIT REFERENCE TO IT IN AMENDING THE PROTOCOL. THE EMBASSY NOTES THE ASSURANCE GIVEN BY THE USSR MINISTRY OF CIVIL AVIATION THAT THE SOVIET UNION DOES NOT OBJECT TO THIS PRINCIPLE AND WILL NOT MAKE AN ISSUE OF IT IN DEALINGS WITH THE DESIGNATED AIRLINE OF THE UNITED STATES. END QUOTE.

C. EMBASSY NON-PAPER ON CHARTER FACILITATION: QUOTE THE EMBASSY OF THE UNITED STATES OF AMERICA REFERS TO THE AGREED MINUTE OF JUNE 22, 1973, RELATING TO AIR CHARTER SERVICES AND ACKNOWLEDGES HERewith THE ORAL COMMITMENT OF THE MINISTRY OF CIVIL AVIATION OF THE UNION OF SOVIET SOCIALIST REPUBLICS TO EXTEND THIS MINUTE FOR ONE ADDITIONAL YEAR, THROUGH MARCH 31, 1976. END QUOTE.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 MOSCOW 04954 101601Z

3. OF ABOVE ITEMS, ONLY NON-PAPER ON CHARTER FACILITATION WOULD ACTUALLY BE EXCHANGED. SOVIETS HAVE ALREADY GIVEN US THEIR NOTE ON FREQUENCIES, AND NON-PAPER ON "BEHIND GATEWAY" PRINCIPLE WOULD SIMPLY BE LEFT WITH THEM.

4. PLEASE PROVIDE CIRCULAR 175 AUTHORITY TO ALLOW EMBASSY TO SUBMIT ITS RATIFYING NOTE TO MFA.
STOESSEL

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIR SCHEDULES, AIR ROUTE AGREEMENTS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 10 APR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: greeneet
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975MOSCOW04954
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750125-0329
From: MOSCOW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750463/aaaacfd.tel
Line Count: 115
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 STATE 081055
Review Action: RELEASED, APPROVED
Review Authority: greeneet
Review Comment: n/a
Review Content Flags:
Review Date: 12 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <12 JUN 2003 by izenbei0>; APPROVED <24 OCT 2003 by greeneet>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: EXPANSION OF BILATERAL AIR SERVICES
TAGS: EAIR, US, UR
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006